

Message Text

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67

ORIGIN OPIC-06

INFO OCT-01 NEA-09 ISO-00 ARA-10 AID-05 CIAE-00 COME-00

EB-07 FRB-01 INR-07 NSAE-00 TRSE-00 XMB-04 SP-02

CIEP-02 LAB-04 SIL-01 OMB-01 L-02 INRE-00 /062 R

66613

DRAFTED BY: OPIC/GC:PRGILBERT

APPROVED BY: EB/IFD/OIA:RJSMITH

ARA/CAR:DCNORTON (INFO)

NEA/ARN:SEWARD (INFO)

EB/IFD/OIA:DHSTEBBING

----- 086150

O 182242Z FEB 75

FM SECSTATE WASHDC

TO AMEMBASSY AMMAN IMMEDIATE

UNCLAS STATE 036487

E.O. 11652: N/A

TAGS: EGEN, GY

SUBJ: OPIC-REYNOLDS SETTLEMENT

REF: CAIRO 1715

PASS TO OPIC PRESIDENT MAYS

1. OPIC UNDRSTANDS MCCONNEL CABLED MAYS A SECOND TIME CONCERNING PROPOSED OPIC - REYNOLDS SETTLEMENT AGREEMENT. MCCONNEL SEEMS TO HAVE RELIED ON LANGUAGE OF MAYS TELEX TO HIM TO INSIST ON LANGUAGE SUBSTANTIALLY LIKE ITT INDEMNIFICATION EVEN THOUGH FACTS OF TWO CASES DIFFER AND THUS APPROPRIATE FOR INDEMNIFICATION TO HAVE DIFFERENT LANGUAGE.

2. PER MAYS' INSTRUCTIONS, GREGG AND GILBERT SPOKE WITH GALEA ON FEBRUARY 11 AND PROPOSED ALTERNATIVE LANGUAGE. SINCE GALEA PROMISED TO RESPOND TO OPIC PROPOSAL AND SINCE MCCONNELL TOLD GREGG THT THE MATTER WAS IN GALEA'S HANDS, HUNT DEFERRED
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CONTACTING MCCONNELL.

3. GALEA TODAY TOLD OPIC THT HE WAS INSTRUCTED NOT TO DISCUSS
OPIC PROPOSAL UNTIL MCCONNELL HEARS FROM MAYS. MCCONNELL
APPARENTLY BELIEVES HE CAN DEAL DIRECTLY THROUGH CABLES WITH MAYS
EVEN THOUGH ISSUES ARE COMPLEX.

4. SUGGEST MAYS TELEX MCCONNELL THAT IN VIEW OF COMPLEXITY OF
ISSUES, IT WOULD NOT BE WISE FOR MAYS TO COMMENT ON SPECIFIC
PROVISIONS OF INDEMNIFICATION. IT MUST BE REALIZED THAT EACH
SETTLEMENT IS UNIQUE AND THE SPECIFIC LANGUAGE OF A SETTLEMENT MUST
BE ADAPTED TO SUIT THE PRECISE FACTS OF THE SITUATION. MAYS SHOULD
EXPRESS CONFIDENCE IN THE ABILITY OF OPIC AND REYNOLDS' ATTORNEYS
TO BE FLEXIBLE IN FINDING SATISFACTORY LANGUAGE MUTUALLY.

5. THIS MESSAGE WILL HOPEFULLY ELIMINATE DISTRACTION OF MANY
LEVELS OF NEGOTIATIONS AND ENABLE OPIC AND REYNOLDS' ATTORNEYS TO
WORK TOWARD A SOLUTION. MAW

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: DISPUTE SETTLEMENT
Control Number: n/a
Copy: SINGLE
Draft Date: 18 FEB 1975
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Authority: n/a
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 JAN 1960
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1975STATE036487
Document Source: CORE
Document Unique ID: 00
Drafter: OPIC/GC:PRGILBERT
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D750058-0231
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1975/newtext/t19750234/aaaabenm.tel
Line Count: 78
Locator: TEXT ON-LINE, ON MICROFILM
Office: ORIGIN OPIC
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: 75 CAIRO 1715
Review Action: RELEASED, APPROVED
Review Authority: CunninFX
Review Comment: n/a
Review Content Flags:
Review Date: 14 MAY 2003
Review Event:
Review Exemptions: n/a
Review History: RELEASED <14 MAY 2003 by McShalBA>; APPROVED <06 JAN 2004 by CunninFX>
Review Markings:

Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
05 JUL 2006

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: OPIC-REYNOLDS SETTLEMENT
TAGS: EGEN, GY, OPIC, REYNOLDS
To: AMMAN
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 05 JUL 2006